

TRUSTEES UPHELD

By Henley, Answering Gardner's Allegations

Claims Plaintiff's Plan Would Do Much Injury

In Changing Course Of Waterway—Answer Filed

By Two Beneficiaries In McCutcheon Will Case

Other Items Of Interest From The Court House

In the action of John F. Gardner vs. Grant R. Simpson and others, as trustees and road supervisor of Howard township, an answer has been filed by Gregory P. Henley.

He says that the proposed action of the defendants is for the protection of the road and will not change the water course, as charged by the plaintiff. He says that if prayer of plaintiff's petition be granted and defendants be ordered to change the water course, a vast injury will be wrought to his premises.

He accordingly asks that petition of plaintiff be dismissed. A. J. Workman and Robert L. Carr are attorneys for answering defendant.

Answer Filed—

Martha E. Parsons and Mamie E. Parsons and Mamie Miller have filed an answer in the action brought against them and others to construe a will by C. E. McCutcheon, administrator of A. B. McCutcheon.

The will in question is that of Alexander B. McCutcheon, grandfather of defendants. They aver it was the intention of the decedent that they should share equally in his estate and cite a clause in the will to this effect.

They further claim that the testator did not advance \$1,000 to their mother and that he possessed no receipt for the same. Again, they claim their grandfather never advanced them \$1,000 apiece and that they never gave a receipt for such an amount.

They say they are entitled to \$1,000 in addition to bequests of \$500 and accordingly ask for judgment for the same. L. C. Stillwell is their attorney.

Trustee Appointed—

J. H. Dickie has been appointed trustee of Rebecca Jennings under the will of Pharaoh Burke, giving bond in the sum of \$200 with L. B. Evans and Almarinda Evans as sureties.

Citation Issued—

A citation has been issued for Edward Kearns, administrator of John V. Kearns, to file a first and final account.

Deed Filed—

Samuel E. Barr to James T. Friel, part lots 288 and 289, Walker addition to Mt. Vernon, \$1.

JUSTICE

Asked by Local Chautauqua Committee Which Urges That Tickets Be Purchased Soon

The local chautauqua committee feels that there are a few people in Mt. Vernon unaware of the fact that they are working a hardship on the committee by not buying their chautauqua tickets early.

The committee must know exactly before the crew and tent arrive, the amount of guarantee that has been met, which is figured only by the number of tickets sold.

The justice to local committee by purchasing your ticket either today or tomorrow from one of the downtown stores.

SUNBURY

PREPARING TO CELEBRATE ITS CENTENNIAL

Town Laid Out One Hundred Years Ago Has Developed Into a Thrifty Little Village

Sunbury, July 28—November 9, 1916, will be the one hundredth anniversary of Sunbury, the busy little village in the eastern part of Delaware county. Preparations are already under way for a general celebration for the centennial, a homecoming being the general idea at present. Although the plans are only infant, Mayor Stone and other officials of the village and prominent business men are behind such a movement which should prove one of the biggest events in the history of the village.

The history of Sunbury dates back as far as November 9, 1816, when it was laid out on the banks of the Big Walnut by William and Lawrence Myers. Little did they think that they were starting a village that would some day be one of the best and most progressive little towns in the middle west.

The first store was started by Mr. Whitmore of Worthington, O., on the corner of Columbus and Granville streets, now occupied by the Ella Lettis residence. From this small store the town has flourished and grown to a beautiful little city of paved streets, improved homes, and well-kept lawns. The public square, that was one day a swamp full of weeds and wild grass, has been converted into a garden of shade shrubs and flowers.

Sunbury should demonstrate to its citizens and patrons its appreciation of success and progress in these past one hundred years and no other manner could be more suggestive than a homecoming and welcome as is being worked up.

THRESHERMEN

UP IN ARMS OVER ACT OF THE LEGISLATURE

Another Willis Blunder Stirs Up Trouble—Brotherhood To Seek Modification of Law

Threshermen of Ohio are up in arms over the law passed at the last session of the legislature which makes it misdemeanor to drive traction engines with cleated or spiked wheels over improved roads.

Some threshers who happen to live on improved roads say they won't be able to take their tractors out of the shed without placing themselves liable to payment of a fine. Furthermore, they won't be able to reach certain farms located on improved roads, which are inaccessible through the fields.

Because actual damage must be done before prosecutions can be made, they will be able to use gravel roads, though usually regarded as "improved," threshermen say, but they are afraid to risk travel on concrete or brick roads. A solution of the problem for this reason may be to wrap cleated wheels with gunny-sacks or other material whenever travel on improved roads is absolutely necessary.

The Brotherhood of Ohio Threshermen has called a special meeting to be held at Columbus during state fair week when a resolution urging a modification of the law will be adopted. The new law was not enforced last year on account of the 90-day referendum period following its passage. Columbus Dispatch.

SOCIETY NOTES

Baum-Sapp

A pretty wedding was solemnized this Thursday morning at St. Peter's Catholic church, when William Cletus Baum, son of the late Mr. and Mrs. S. P. Baum, and Miss Lucy Clara Sapp, formerly of Mt. Vernon, were united in marriage at low mass at 6 o'clock, the Rev. Fr. J. W. Schmitz officiating. They were attended by Thomas Sapp, a brother of the bride, and Miss Mary Whisler. This excellent young couple has a wide circle of friends who will join us in extending congratulations and best wishes for a long, happy and prosperous wedded life. —Londonville Advocate.

DEATHS

A son was born Friday morning to Mr. and Mrs. Joseph Porter of South Rogers street.

RINE TOOK ADVANTAGE OF BOY'S IDIOCY IN OBTAINING A DEED TO HIS PROPERTY

Judge Blair Hands Down Opinion Stating That Blunt Considered Himself A Hero During The Trial, Giving All Evidence Of Feeble Intellect—Rine's Past Actions Scored And Property Returned To Boy And His Imbecile Mother.

An opinion, in which there is much of a sensational character, has been handed down by Judge Blair in the case of L. L. Denney, guardian of Perry Lloyd Blunt vs. Howard M. Rine and others.

The action was originally brought on September 6, 1913, for the purpose of selling real estate. On June, 1915, Denney resigned as guardian and Bert O. Evans was appointed. The present opinion is based upon the issues in the supplemental petition of Bert O. Evans. The court finds in favor of the guardian. The opinion follows in part:

"One needs to but see Perry Lloyd Blunt and observe his actions to know that he is an imbecile. He has so little intellect that throughout the trial of this case, he acted as though he appreciated his own prominence—seemed to think he was the hero of the occasion, occupying his time in smiling at the audience and contemplating his own importance. He is not an idiot, but in the sense of being able to take care of his property, we doubt whether he has as much business judgment as an eight-year-old normal child.

"Dr. Stonehocker, who has known him all his life, says 'he has no mental business capacity.' He has a mania for buying horses and buggies and in some instances has shown a kind of idiotic intelligence, but these deals without exception result disastrously. True, in his parrot-like way, he exonerates Rine, but it is plain to be seen that he is very much under the influence of Rine—that the defendant, Rine, knew of the incapacity of this unfortunate boy, there can be no doubt. He had known him and lived neighbor to him for many years. That he intended to take advantage of him is equally true. This is shown by practically every transaction in the case.

"While this boy was still a minor, he procured him and his imbecile mother to give him a mortgage upon their land for a large sum of money—\$5,400, if we remember aright—when as a matter of fact they did not owe him anything or a least a very small sum, less than \$200, and he surrendered and cancelled this mortgage only when threatened with arrest. And the manner in which he has procured the

surrender of these notes, in fact in all his subsequent dealings, with this boy indicate that he considered the property of the boy legitimate plunder.

"He now has two of these notes (\$100 each) which he induced this boy to turn over to him under the pretext of an indemnity against a tax title consideration, taxes which the life tenant was bound to pay. On another occasion, when he claims he had paid one of these notes, he stood by and encouraged this boy to fritter the money away.

"We fail to see one circumstance in the many transactions between these parties where it appears that Rine meant to be honest and fair with this unfortunate boy. For these reasons, the deed from Perry Lloyd Blunt to Howard M. Rine will be cancelled and set aside."

The balance of the opinion is of a purely technical character, giving findings for attorney fees and ordering a foreclosure and setting aside \$200 in payment of the mortgage claim of Howard M. Rine.

RATTLER

With 31 Offspring Killed In Coshocton County If Story Is To Be Believed

Coshocton, July 28—A rattlesnake with thirty rattles was killed in Coshocton recently by a man named Samuel McCullough, according to report. A lad named Hawkins was with McCullough when the snake was dispatched. The boy said the snake had "a string of lumps on its tail."

The snake was killed near the brick yards and can be seen by those who have their doubts. Owing to the warm weather the funeral was held Wednesday afternoon. The mother snake and 31 young ones, found with her, were interred in one grave. The old pap snake has not been found but is probably lurking around to get even with McCullough.

WEDDED

LIFE OF FOUR MONTHS SUFFICIENT FOR MARY

Seeks Divorce From Husband, Claiming He Wouldn't Walk On Streets With Her

Newcomerstown, July 28—Four months of married life is evidently sufficient for Mary Eagon of this place.

Wednesday morning she started divorce action in Tuscarawas county common pleas court against Ira Eagon whom she married on March 25, 1916, at Newcomerstown.

The wife charges that during the four months of domestic life her husband has been cruel, frequently cursing at her.

Early in July, she says, he drove her from his home and on July 21 repeated the "stunt." On the following day, it is charged, he took the furniture from his home to the residence of his father.

He has also neglected to furnish her with sufficient clothing, claims the wife. That he would not go to church with her or accompany her on the streets of Newcomerstown is another allegation contained in the plaintiff's petition.

Mrs. Eagon asks for divorce and alimony too. Samuel Robinson is her attorney.

ATTENTION COMRADES

(Advertisement.) All comrades, soldiers and their friends, who are interested in widows' and soldiers' pensions, should vote for Hon. William A. Ashbrook, both at the primaries and the election, as he is their friend.

W. A. MILLER, Commander, Miller-Moody Post 314, G. A. R., Bellville, Ohio.

FORBING STRIKE ENTHUSES COMPANY

Millersburg, July 28—Since the Forbing Brothers of Brinkhaven, have swabbed their last well, and it flows 80 barrels daily, interest in the Brinkhaven Oil company of Millersburg has greatly increased. The Brinkhaven company is drilling on the Englehart farm within about 750 feet of the Forbing producer. Large blocks of the Brinkhaven stock have been taken up by Wooster, Rittman and Barborton parties, but local people have seen the opportunity and applications have greater portion of the capital stock.

According to one of the company's officials, when the capital stock has been subscribed the books will be closed, it being the policy of the company to keep the capital stock as low as possible.

BIG GINSENG FARM

To Be Started By Butler Rural Carrier—100,000 Plants At Outset

Butler, July 28—Butler rural mail carrier, James A. Beeman, has purchased the 36-acre tract of land of the Spayde heirs, southeast of Butler for a consideration of \$1,200.

There is a scope of woodland in the tract, and Mr. Beeman expects to engage in the ginseng business on a large scale.

The woods are favorable for the propagation of the plant, as no artificial shade is required, and the soil is of the necessary fertility to produce large roots.

Mr. Beeman expects to start with 100,000 plants and gradually enlarge the size of the plantation until the entire woodlot is filled with the ginseng.

Jay Seales of Buckeye City spent Friday in this city on business.

RANSOM

PUTS IN STRONG BID FOR HONORS NOW HELD BY HAHN—LANDS 21-POUND CATFISH.

If local fishermen persist it is possible that Robert Hahn of Millwood will not long enjoy the distinction of having caught the largest catfish that has been taken from the Kokosing for several years, if not in the entire history of white men along its banks. Hahn recently caught one of these fish that tipped the beam at thirty pounds.

Thursday afternoon Harry Ransom of this city felt a tug at his line while fishing near Walbonding and when he attempted to land the fish he thought he had hooked a man-eating shark.

After a strenuous battle Ransom succeeded in landing the fish and when it was weighed at Walbonding it balanced the scales at 21 pounds.

DOESN'T KNOW HOW HE GOT WOMAN'S CLOTHES

J. W. Lelsey of Hanover was taken into custody last evening by the officers and a charge of investigation was registered against him. In his possession was found a number of woman's garments and he could not give a satisfactory explanation as to how the garments came into his possession. —Newark American Tribune.

Mr. and Mrs. Frank Huddle, Mr. and Mrs. Arthur Cornell and son, Mr. and Mrs. Benjamin Perkins, Herman Cornell and Miss Margaret Cornell of this city left Saturday for a two weeks' outing at Cedar Point.



CASTORIA

For Infants and Children.

Mothers Know That Genuine Castoria

Always Bears the Signature of

Chat. H. Fletcher. In Use For Over Thirty Years CASTORIA

BANNER ADS. BRING RESULTS

Saturday, July 29th

We will place on sale a large assortment of Dishes at 5c and 10c each Just what you want to fill out for threshers

Tea Cups and Saucers.....5c each	Round Vegetable Dishes.....10c each
8, 7, 6, 5 inch Plates.....5c each	Nappies.....10c each
Deep Plates.....5c each	10 in. Meats.....10c each
Oatmeal Dishes.....5c each	Bread Plates.....10c each
Coup plates.....5c each	Cake Plates.....10c each
Bowls.....5c each	Pickle Dishes.....10c each
2-qt. Water Jug, solid blue..15c each	Large ass't Water Jugs...25c each

Aluminum Ware

Made of good heavy material. Will give unlimited service.

4 qt. Berlin Kettle.....\$.98	regular price, \$1.25.
4 qt. Preserving Kettle......85	regular price, \$1.15.
6 qt. Preserving Kettle.....1.00	regular price, \$1.35.
2 qt. Sauce Pan......33	regular price, \$.50.
1, 1½ & 3 qt. Sauce Pan, 3 for.... .98	regular price, \$1.25.
Footed Collander, 9¼ in. diameter 1.00	regular price, \$1.25.

Coffee Pots.....\$1.65 to \$2.25 each	Coffee Retainers for inside
Percolators.....\$2.25 to \$4.50 each	Pot......25 each
Combination Strainer & Funnel......50 each	Tea Kettles.....\$2.75 & \$2.85 each
Tea Strainers.....10c each	Cake Pans, 9¼ in., loose
Cooking Spoons.....10c and 15c each	bottom......25 each

Large assortment of white enamel cooking ware.....69c and 89c

Granite Ware at.....5c to 50c each 17 qt. Tin Dish Pan.....25c each

Good heavy can rubbers fresh from rubber factory, three dozens.....25c Do not buy stiff, cheap rubbers. We sell good ones just as cheap.

Raymond Porch Shades

Will make your home more comfortable. Easy to operate and wind safe. Lasts for years.

6 ft. by 7 ft. 6 in.....\$3.25	8 ft. by 7 ft. 6 in.....\$4.25
10 ft. by 7 ft. 6 in.....\$5.50	

Durham Duplex Razor

Saturday, July 29th

we will place 12 dozen demonstrator razors on sale for 10c each to introduce them. Each one is guaranteed to give you a nice clean shave. If this razor pleases you we will sell you the regular \$5.00 outfit complete for \$1.00 with six extra blades. See display in our north window.

Frank E. Kirby